

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re Application of |) |
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| |) FOR: METHOD AND APPARATUS FOR |
| Thomas W. SELF |) DETERMINATION OF GASTRO- |
| |) INTESTINAL INTOLERANCE |
| Serial No.: 10/090,856 |) |
| |) Group |
| Filed: March 1, 2002 |) Art Unit: 1614 |

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Mail Stop- Information Disclosure Statement Commissioner for Patents P.O. Box 2327 Arlington, VA 22202

Dear Examiner:

Applicant submits herewith references of which he is aware, which he believes may be material to patentability of the invention disclosed and claimed in the above-cited application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

Applicant is submitting herewith copies of the references which are set forth on the attached Form PTO/SB/08A. As all relevant parts of the references are in the English language, no explanation of the references is provided herein.

This Information Disclosure Statement is submitted within three (3) months of the filing date of the above-cited application or of the date of entry into the national phase of the application or prior to the mailing date of a first Office Action thereon, whichever has occurred last, such that no fee is required.

Further, while the references provided in this Information Disclosure

Statement may be material to patentability pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specifically designated as such.

Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

FEES

It is believed that there is no fee due with this Information Disclosure

Statement. However, if a fee is due, the Commissioner is hereby entitled to charge

Deposit Account No 02-4070 referencing case number 6648-PA01.

Respectfully submitted,

Dated: December 16, 2003

By:

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Docket No.: 6648-PA01

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
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| • | Application Number | 10/090,856 | | | |
| INFORMATION DISCLOSE | Filing Date | March 1, 2002 | | | |
| | First Named Inventor | Thomas W. SELF | | | |
| STATEMENT BY APPLICA | AN Art Unit | 10/090,856 March 1, 2002 Thomas W. SELF 1614 Unknown | | | |
| (Use as many sheets as necessary) | Examiner Name | Unknown | | | |
| Sheet 1 of 1 | Attorney Docket Number | 6648-PA01 | | | |

| Examiner C Initials* N | Cite | Document Number | Publication Date | Name of Patentee or | Pages, Columns, Lines, Where |
|---------------------------|------|---|------------------|-----------------------------|---|
| | No.1 | Number-Kind Code ^{2 (# known)} | MM-DD-YYYY | Applicant of Cited Document | Relevant Passages or Relevant Figures Appear |
| | 5 | ^{US-} 4,444,879 | 04-24-1984 | Foster et al | fig 6; col 15, ln 12-34 |
| | 6 | ^{US-} 5,605,662 | 02-25-1997 | Heller et al | entire document |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
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| | Cite No.1 | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | Γ |
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| TRANSMITTAL | Filing Date | March 1, 2002 | | | | |
| FORM | | First Named Inventor | Thomas W. SELF | | | |
| (to be used for all correspondence after initial | filing) | Art Unit | 1614 | | | |
| | | Examiner Name | Unknown | | | |
| Total Number of Pages in This Submission | 75 | Attorney Docket Number | 6648-PA01 | | | |
| | ENCI | OSURES (Check all that | apply) | | | |
| Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 | | Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addre Terminal Disclaimer Request for Refund CD, Number of CD(s) | to All All All All All All All All All Al | Technolopeal Co Appeals Co Appeal Co Appeal No Toprietant atus Let ther Ence | losure(s) (please | |
| | TURE O | F APPLICANT, ATTORNI | Y, OR AGEN | T | | |
| Firm Colleen J. McKiernan, Ph or Individual name | D | Reg No 48,570 | | | | |
| Signature 2 CM | Q, | | | | | |
| Date December 16, 2003 | | | | | | |
| CERTIFICATE OF TRANSMISSION/MAILING | | | | | | |
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| Typed or printed name Cindy Guido | | | | | | |
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